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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10  
11 United States of America,

12 Plaintiff,

13 v.

14 Edward Smith,

15 Defendant.

Case No. 3:15-cr-00061-HDM-BNW-2  
ORDER GRANTING

**Joint Stipulation Regarding a  
Reduction in Sentence**

16  
17 In compliance with Amended General Order 2023-09, the parties, Jason M.  
18 Frierson, United States Attorney, and Jim W. Fang, Assistant United States  
19 Attorney, counsel for the United States of America, and Rene L. Valladares,  
20 Federal Public Defender, and Madeline S. Lal, Assistant Federal Public Defender,  
21 counsel for Edward Smith, file this Joint Stipulation.

22 The parties state as follows:

23 1. Undersigned counsel and government counsel have determined that  
24 Mr. Smith qualifies for a sentence reduction under United States Sentencing  
25 Guidelines Amendment 821 and have reached an agreement regarding a proposed  
26 sentencing reduction.

1           2.     Defense counsel has spoken to the defendant. The defendant  
2 consents to the proposed sentencing reduction detailed below. The defendant  
3 waives any right to appear telephonically or in person at a hearing, should this  
4 Court find a hearing is necessary.

5           3.     On July 10, 2019, this Court sentenced Mr. Smith to 235 months'  
6 incarceration. ECF No. 863. Mr. Smith was in CHC III with a total offense level  
7 of 36, which yielded a sentencing guideline range of 235–293 months. Under the  
8 amended Guidelines, the parties have determined Mr. Smith is in CHC II with a  
9 total offense level of 36 which yields a guideline range of 210–262 months.

10           4.     Consistent with U.S.S.G. § 1B1.10, the parties are proposing Mr.  
11 Smith's sentence be amended to 210 months.

12           DATED this 28th day of February, 2024.

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14           RENE L. VALLADARES  
15           Federal Public Defender

              JASON M. FRIERSON  
              United States Attorney

16  
17           By /s/ Madeline S. Lal  
18           MADELINE S. LAL  
19           Assistant Federal Public Defender

              By /s/ Jim W. Fang  
              JIM W. FANG  
              Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 United States of America,  
4 Plaintiff,  
5

6 v.

7 Edward Smith,  
8 Defendant.

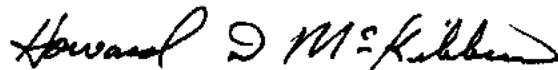
Case No. 3:15-cr-00061-HDM-BNW-2

**ORDER**

9  
10 The Court has considered the parties' proposed resolution and the factors  
11 set out in 18 U.S.C. § 3553(a) and under U.S.S.G. § 1B1.10.

12 IT IS THEREFORE ORDERED that the parties' proposed amended  
13 sentence is accepted. Pursuant to Amended General Order 2023-09, an AO247  
14 form reflecting the amended sentence will be filed.

15 DATED this 4th day of March, 2024.

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18 UNITED STATES DISTRICT JUDGE  
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